



07-26-07

AF/IEW

Patent  
Attorney Docket No. 1033248-000017

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of

Darja Fercej Temeljotov et al.

Application No.: 09/913,752 ✓

Filing Date: November 21, 2001

Title: DIRECTLY COMPRESSIBLE MATRIX  
FOR CONTROLLED RELEASE OF  
SINGLE DAILY DOSES OF  
CLARITHROMYCIN

## MAIL STOP Amendment

Group Art Unit: 1616

Examiner: SHARMILA GOLLAMUDI  
LANDAU

Confirmation No.: 5309

## AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is enclosed.
- ☐ \_\_\_\_\_ Terminal Disclaimer(s) and the ☐ \$ 65 ☐ \$ 130 fee per Disclaimer due under 37 C.F.R. § 1.20(d) are enclosed.
- ☒ Also enclosed is/are: return receipt postcard
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$ 395 ☐ \$ 790 fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted \_\_\_\_\_ on \_\_\_\_\_ for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	15	41	0	x \$ 50 (1202)	\$ 0
Independent Claims	2	3	0	x \$ 200 (1201)	0
<input type="checkbox"/> If Amendment adds multiple dependent claims, add \$ 360 (1203)					\$ 0
<b>Total Claim Amendment Fee</b>					<b>\$ 0</b>
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					0
<b>TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT</b>					<b>\$ 0</b>

- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY LLP

Date July 24, 2007

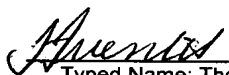
By: 

Michael P. Reed  
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P.O. Box 1404  
Alexandria, VA 22313-1404  
858 509 7300

I hereby certify that this paper of fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commission for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Typed Name: Therese Fuentes

Date of Deposit July 24, 2007



Attorney's Docket No 1033248-000017  
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Page 1

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MATRIX FOR CONTROLLED  
RELEASE OF SINGLE DAILY  
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**MAIL STOP AMENDMENT**

Group Art Unit: 1616

Examiner: SHARMILA S  
GOLLAMUDI - LANDAU

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**Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service, Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on July 24, 2007, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Therese M. Fuentes  
Therese M. Fuentes

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**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Response is being submitted in response to the Office Action dated April 24, 2007. Accordingly, this Response is timely filed. Please amend the above-identified application as follows:

**Amendments to the claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.